

BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

DEC 17 2004
TRADEMARK OFFICE

In re Application of:)
)
David W. CANNELL et al.) Group Art Unit: 1751
)
Application No.: 09/838,197) Examiner: E. Elhilo
)
Filed: April 20, 2001)
)
For: COMPOSITION AND METHODS FOR)
LANTHIONIZING KERATIN FIBERS)
USING AT LEAST ONE ORGANIC)
NUCLEOPHILE AND AT LEAST ONE)
HYDROXIDE ION GENERATOR)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL UNDER 37 C.F.R. § 41.31

Sir:

Applicants hereby appeal to the Board of Appeals from the decision dated July
22, 2004, of the Examiner.

The items checked below are appropriate:

1. ☒ A Petition for extension of time to respond to the final rejection is
concurrently filed with a fee of \$450.00 on December 17, 2004, extending
the period for response to December 22, 2004.
2. ☐ A Petition for extension of time to further extend the period for response to
[Date] is enclosed together with a fee of \$[Fee].
3. ☒ The Appeal Fee of \$500.00 (or \$250.00 if by small entity)
☒ is enclosed or ☐ is to be charged to Deposit Account No. 06-0916
4. ☒ A check for \$950.00 to cover the above fees is enclosed.

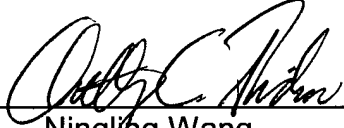
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Please grant any extensions of time required to enter this response and charge any additional required fees to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: December 17, 2004

By:  *Reg No 45,958 for*
Ningling Wang
Reg. No. 52,412

Finnegan, Henderson, Farabow,
Garrett & Dunner, L.L.P.
Customer No. 22,852